

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. END-736

Applicants: Messerly, Jeffrey D.
 Serial No.: 09/826,070 Art Unit: 3731
 Filed : April 4, 2001 Examiner: Vy Q. Bui
 For : BLADES WITH FUNCTIONAL BALANCE ASSYMETRIES FOR USE WITH ULTRASONIC SURGICAL INSTRUMENTS

I hereby certify that this correspondence is being transmitted via facsimile
 To the Commissioner for Patents at facsimile number (703) 872-9306 on:

September 16, 2004

(Date of Deposit)

Linda F. Hansen

(Name of applicant, person mailing, assignee, or Registered Representative)

Linda F. Hansen
 (Signature)

September 16, 2004

(Date of Signature)

To: Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated April 16, 2004 finally rejecting Claims 21-25, 27 and 28 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on for month(s).
2. ☒ A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. ☐ A timely response to the final rejection has been filed.
4. ☒ Fee \$320.00: for filing of Notice of Appeal
☐ Not required (fee paid in prior appeal)
☒ Charge to Deposit Account No. 10-0750/END-736/VEK. Two additional copies of this Notice are enclosed herewith.
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/END-736/VEK.

Respectfully submitted,

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